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#3

CASE NO. 31017-011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
William E. Marshall and)
Michael K. Hoffman)

For: Methods of Modulating)
the Immune Systems of)
Animals with)
Compositions of)
Products Released by)
Stressed Microorganisms)

Examiner: Unknown

Group Art Unit: Unknown

Serial No. 08/517,016)

Filed: August 18, 1995)

SUBMISSION OF MISSING PARTS
UNDER 37 C.F.R. §1.53

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In response to the Noting to File Missing Parts of
Application Filing Dated Granted, mailed on September 26, 1995,
enclosed are the following items for filing in the above
referenced application:

1. A copy of the Notice to File Missing Parts of
Application Filing Date Granted;
2. Declaration and Power of Attorney;

"EXPRESS MAIL" Mailing Label Number: TB654690410US

Date of Deposit: November 22, 1995

I hereby certify that this paper or fee is being deposited with the United States Postal Service Express
Mail Post Office to Addressee service under 37 CFR 1.10 on the date indicated above and is addressed to the
Assistant Commissioner for Patents, Washington, D.C. 20231.

Brian E. Brown

P 30125 Brian E. Brown 08517016

13-0206 030 205

65.00CH

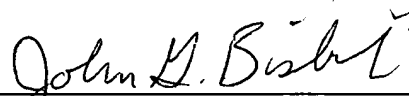
3. Assignment of Invention to Immunom Technologies, Inc. with Recordation Cover Sheet; and
4. Small Entity Declaration - small business concern.

The Commissioner is hereby authorized to charge Applicants' Attorney's Deposit Account No. 13-0206 in the amount of \$65.00 to cover the fees under 37 CFR § 1.16(e) for the late filing of the Declaration. As indicated on the enclosed Patent Recordation Cover Sheet, the Commissioner is authorized to charge Applicants' Attorney's Deposit Account No. 13-0206 in the amount of \$40.00 to cover the fees under 37 CFR § 1.21(h) for recording the Assignment.

The Commissioner is also authorized to charge any payment of any additional fees due or credit any overpayment to Deposit Account No. 13-0206. A duplicate copy of this sheet is enclosed.

Having now complied with all of the requirements of 37 C.F.R. § 1.53, Applicants respectfully request that this application be placed upon the files for examination.

Respectfully submitted,



John G. Bisbikis
Reg. No. 37,095
Attorney for Applicant

John G. Bisbikis
McDermott, Will & Emery
227 West Monroe Street
Chicago, Illinois 60606-5096
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Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER 100-100000000 FILING DATE 10/10/2000

FIRST NAMED APPLICANT

ATTY DOCKET NO/TITLE

08/517,016 02/18/95 MARSHALL

W 31017-011

0272/0926

WILLIAM E MARSHALL
112 SUCCABONE ROAD
BEDFORD HILLS NY 10507-2221

DATE MAILED: 0000

09/26/95

**NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 150 for large entities or \$ 65 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$ 552.

Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

1. ☒ The statutory basic filing fee is: ☒ missing ☒ insufficient. Applicant as a ☒ large entity ☐ small entity, must submit \$ 365 to complete the basic filing fee.
2. ☒ Additional claim fees of \$ 60 as a ☒ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
3. ☒ The oath or declaration:
☒ is missing.
☐ does not cover the newly submitted items.
- An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.
4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
5. ☐ The signature(s) to the oath or declaration is/are: ☐ missing; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:
_____. An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.
7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ _____ under 37 CFR 1.17(k), unless this fee has already been paid.
8. ☐ A \$ _____ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).
9. ☐ Your filing receipt was mailed in error because your check was returned without payment.
10. ☐ The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.
11. ☐ Other.

Direct the response to Box Missing Part and refer any questions to the Customer Service Center at (703) 308-1202.

W-1-C, 01/25/00 02:3016

A copy of this notice MUST be returned with the response.

FORM PTO-1533 (REV. 11-94)

COPY TO BE RETURNED WITH RESPONSE

BEST AVAILABLE COPY